106921

ORDINANCE NUMBER 10

SERIES 1981

AN ORDINANCE AMENDING ORDINANCE NO. 1, SERIES 1974

AN ORDINANCE PROHIBITING THE KEEPING, WRECKING, STORING, OR PLACING IN SUCH A MANNER AS TO BE EXPOSED TO VIEW FROM WITHOUT THE PROPERTY, OR DEPOSITING ON PUBLIC PROPERTY OF ANY MOTOR VEHICLE, OR ANY PART OR PARTS THEREOF, NO LONGER USED OR LICENSED AS A MOTOR VEHICLE, AND PROVIDING A PENALTY THEREFOR.

BE IT ORDAINED by the City Council of the City of Elgin, Oregon:

Section 1: It shall be unlawful for any person owning or in possession or control of any property within the City of Elgin to keep, wreck, store, or allow to remain thereon, in such manner as to be exposed to view from without the property, any wrecked or dismantled motor vehicle, or any part or parts therof; but this shall not be construed as preventing the exhibition for sale of automobiles in operating condition within areas zoned for such activity. For the purpose of this section, if an automobile is permitted to remain upon the premises for longer than ten (10) consecutive days without being removed therefrom, it shall be deemed to have been "stored" or "allowed to remain" thereon. After the expiration of such ten-day period, each day during which the vehicle or part therof is stored or permitted to remain on the premises in violation of this ordinance shall be punishable as separate offense.

Section 2: It shall be unlawful for any person to deposit a wrecked or dismantled automobile, or part therof, or an automobile not licensed for operation, upon a public street or other public property or upon the private property of another without the consent of the owner or other person in control of such property. In any trial for violation of this section, the last registered owner of the vehicle according to the records of the Oregon State Department of Motor Vehicles shall be presumed to be the person who so deposited the automobile, but this presumption may be rebutted by evidence to the contrary.

Section 3: Violation of any provision of this ordinance shall be punishable by a fine of not less than $10.00 nor more than $300.00

PASSED and ADOPTED this 8th day of December, 1981, by 7 council members voting therfor.

APPROVED this 8th day of December, 1981.

INDEXED

106921

Mayor

ATTEST:

City Recorder

STATE OF OREGON
County of Union } ss

I certify that the within instrument of writing was received for record on the 18th day of NOV. 1982 at 8:30 o'clock A.M., and recorded on page ____ in book Deeds Record of said County.

SHIRLEY L. BOLIN
County Clerk

By Barbara C. Baker Deputy